

## DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name:

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

SYSTEM FOR PLACING ORDERS HAVING MECHANISM FOR REPLACING AN ITEM IN AN ELECTRONIC CATALOG

the specification of which:  
(check one)

  X   (is attached hereto)  
       was filed on \_\_\_\_\_,  
as Application Serial No. \_\_\_\_\_  
and was amended on \_\_\_\_\_. (if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56\*

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

**Prior Foreign Application(s)**

priority  
claimed

288212/2000	Japan	22 September 2000	X	
(Number)	(Country)	(Day/Month/Year Filed)	yes	no
(Number)	(Country)	(Day/Month/Year Filed)	yes	no
(Number)	(Country)	(Day/Month/Year Filed)	yes	no

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

(Application Serial No.)	(Filing Date)	(Status: patented, pending, abandoned)
09/081,234	01/15/2000	patented
09/081,235	01/15/2000	pending
09/081,236	01/15/2000	abandoned
09/081,237	01/15/2000	patented
09/081,238	01/15/2000	pending
09/081,239	01/15/2000	abandoned
09/081,240	01/15/2000	patented
09/081,241	01/15/2000	pending
09/081,242	01/15/2000	abandoned
09/081,243	01/15/2000	patented
09/081,244	01/15/2000	pending
09/081,245	01/15/2000	abandoned
09/081,246	01/15/2000	patented
09/081,247	01/15/2000	pending
09/081,248	01/15/2000	abandoned
09/081,249	01/15/2000	patented
09/081,250	01/15/2000	pending
09/081,251	01/15/2000	abandoned
09/081,252	01/15/2000	patented
09/081,253	01/15/2000	pending
09/081,254	01/15/2000	abandoned
09/081,255	01/15/2000	patented
09/081,256	01/15/2000	pending
09/081,257	01/15/2000	abandoned
09/081,258	01/15/2000	patented
09/081,259	01/15/2000	pending
09/081,260	01/15/2000	abandoned
09/081,261	01/15/2000	patented
09/081,262	01/15/2000	pending
09/081,263	01/15/2000	abandoned
09/081,264	01/15/2000	patented
09/081,265	01/15/2000	pending
09/081,266	01/15/2000	abandoned
09/081,267	01/15/2000	patented
09/081,268	01/15/2000	pending
09/081,269	01/15/2000	abandoned
09/081,270	01/15/2000	patented
09/081,271	01/15/2000	pending
09/081,272	01/15/2000	abandoned
09/081,273	01/15/2000	patented
09/081,274	01/15/2000	pending
09/081,275	01/15/2000	abandoned
09/081,276	01/15/2000	patented
09/081,277	01/15/2000	pending
09/081,278	01/15/2000	abandoned
09/081,279	01/15/2000	patented
09/081,280	01/15/2000	pending
09/081,281	01/15/2000	abandoned
09/081,282	01/15/2000	patented
09/081,283	01/15/2000	pending
09/081,284	01/15/2000	abandoned
09/081,285	01/15/2000	patented
09/081,286	01/15/2000	pending
09/081,287	01/15/2000	abandoned
09/081,288	01/15/2000	patented
09/081,289	01/15/2000	pending
09/081,290	01/15/2000	abandoned
09/081,291	01/15/2000	patented
09/081,292	01/15/2000	pending
09/081,293	01/15/2000	abandoned
09/081,294	01/15/2000	patented
09/081,295	01/15/2000	pending
09/081,296	01/15/2000	abandoned
09/081,297	01/15/2000	patented
09/081,298	01/15/2000	pending
09/081,299	01/15/2000	abandoned
09/081,300	01/15/2000	patented
09/081,301	01/15/2000	pending
09/081,302	01/15/2000	abandoned
09/081,303	01/15/2000	patented
09/081,304	01/15/2000	pending
09/081,305	01/15/2000	abandoned
09/081,306	01/15/2000	patented
09/081,307	01/15/2000	pending
09/081,308	01/15/2000	abandoned
09/081,309	01/15/2000	patented
09/081,310	01/15/2000	pending
09/081,311	01/15/2000	abandoned
09/081,312	01/15/2000	patented
09/081,313	01/15/2000	pending
09/081,314	01/15/2000	abandoned
09/081,315	01/15/2000	patented
09/081,316	01/15/2000	pending
09/081,317	01/15/2000	abandoned
09/081,318	01/15/2000	patented
09/081,319	01/15/2000	pending
09/081,320	01/15/2	

**Power of Attorney:** As a named inventor, I hereby appoint Sean M. McGinn, Reg. No. 34, 386, and Frederick W. Gibb, III, Reg. No. 37,629, as attorneys and/or agents to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. All correspondence should be directed to **McGinn & Gibb, PLLC, 8321 Old Courthouse Rd., Suite 200, Vienna, Virginia 22182-3817**. Telephone calls should be directed to McGinn & Gibb, PLLC at (703) 761-4100.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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(An additional sheet(s) is/are attached hereto if the present invention includes more than four inventors.)

\*Title 37, Code of Federal Regulations, § 1.56:

(a) A patent by its very nature is affected with a public interest. The public interest is best served, and the most effective patent examination occurs when, at the time an application is being examined, the Office is aware of and evaluates the teachings of all information material to patentability. Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith toward the Patent and Trademark Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclose information exists with respect to each pending claim until the claim is canceled or withdrawn from consideration, or the application becomes abandoned.

(b) Under this section, information is material to patentability when it is not cumulative to information already of record or being made of record in the application, and (1) it establishes by itself or in combination with other information, a prima facie case of unpatentability; or (2) it refutes, or is inconsistent with, a position the applicant takes in: (i) opposing an argument of unpatentability relied on by the Office, or (ii) asserting an argument of patentability.

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